

into the Committee of the Whole. At 10:15 o'clock Lieutenant Governor Edgar E. Witt instructed Senator Murphy, chairman of the Committee of the Whole, to take the Chair. Senator Murphy proceeded to the Chair and the Committee of the Whole was called to order. At 10:35 o'clock a. m., the Committee of the Whole concluded its preliminary business. Lieutenant Governor Edgar E. Witt took the Chair and the Senate was called to order.

#### At Ease.

On motion of Senator Holbrook, the Senate at 10:40 stood at ease, subject to the call of the Chair.

#### Adjournment.

Senator Sanderford moved that the Senate stand adjourned until 10:00 o'clock a. m., Saturday.

Senator Woodruff made a substitute motion that the Senate adjourn until 10:00 o'clock Monday morning.

The substitute motion was lost.

The motion by Senator Sanderford prevailed.

### APPENDIX.

#### Committee on Engrossed Bills.

Committee Room,  
Austin, Texas, August 31, 1934.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 5 carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

### SIXTH DAY.

Senate Chamber,  
Austin, Texas,  
September 1, 1934.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll disclosed a quorum, the following Senators being present:

Beck.	Duggan.
Blackert.	Holbrook.
Collie.	Hornsby.
DeBerry.	Moore.

Murphy.	Redditt.
Neal.	Regan.
Parr.	Sanderford.
Poage.	Stone.
Purl.	Woodruff.
Rawlings.	Woodul.

#### Absent—Excused.

Cousins.	Oneal.
Fellbaum.	Pace.
Greer.	Patton.
Hopkins.	Small.
Martin.	Woodward.

Pending the reading of the Journal of yesterday, the same was dispensed with, on motion of Senator Hornsby.

#### Committee on Enrolled Bills.

(See Appendix.)

#### Bills and Resolutions.

#### Motion to Recommit.

Senator Hornsby moved that S. B. No. 3 be recommitted to the Committee on Mining, Irrigation and Drainage and be set for a special hearing before the House and Senate, Wednesday at 2 o'clock p. m.

The motion prevailed.

#### Personal Privilege.

Senator Holbrook asked permission of the Senate to address the Senate on the point of personal privilege.

#### Senators Excused.

Senator Fellbaum was excused on account of illness, on motion of Senator Stone.

Senator Cousins was excused on account of illness in his family, on motion of Senator Redditt.

Senator Oneal was excused on account of business, on motion of Senator Parr.

Senator Martin was excused on account of business, on motion of Senator Blackert.

Senator Pace was excused on account of important business, on motion of Senator Collie.

Senator Patton was excused on account of important business, on motion of Senator Woodul.

Senators Small, Hopkins and Greer were excused on account of business, on motion of Senator Murphy.

Prayer by the Chaplain.

**Messages From the House.**

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,  
Austin, Texas, Sept. 1, 1934.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

S. C. R. No. 4, Inviting Hon. Tom Connally to address a joint session of this Legislature at such a time as may meet with his convenience.

S. C. R. No. 5, Requesting the Pink Boll Worm Commission and the Department of Agriculture to submit to the present called session of this Legislature a full and complete report of the handling of funds and all expenditures, etc., made by said department.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, Sept. 1, 1934.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am instructed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 2, A bill to be entitled "An Act ratifying, confirming and validating all bond and tax elections and the proceedings therein and preliminary thereto and the bonds issued or to be issued in pursuance thereof and the tax levies made and to be made for the payment of such bonds in all cases where any such bond and tax election has heretofore been held in any independent school district (created by special Act or under the General Law) or in any common school district, and where the proposition for the issuance of such bonds and the levying of such tax has carried at such election, and where the proceedings for any such election were irregular or defective in that no petition, or no legally sufficient petition, was filed requesting the ordering of such election, or in that the order or resolution of the board of trustees or board of education or other governing body calling such election and the notice given of such election and the proposition submitted at such election for

the issuance of the bonds, either or all, did not specify or distinctly specify the maturity dates of the bonds to be issued, or where there was any other irregularity or defect in or connected with such election or the proceedings preliminary thereto; and declaring an emergency."

(With amendment.)

Amend S. B. No. 2 by adding at the end of Section 1, the following:

"Provided further, that the provisions of this Act shall not apply to or in anywise effect any bonds of any school district which bonds are now in litigation in any court in this State."

METCALFE.

JONES of Atascosa.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

**Resolution Signed.**

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after its captions had been read, the following resolution:

S. C. R. No. 5.

**At Ease.**

Senator Sanderford moved that the Senate stand at ease, subject to the call of the Chair, and resolve itself into the Committee of the Whole Senate.

The motion prevailed.

**Senate Called to Order.**

The Senate was called to order by the President Pro Tempore, Cecil Murphy.

**Senate Bill No. 2.**

Senator Rawlings called up S. B. No. 2.

S. B. No. 2, A bill to be entitled "An Act ratifying, confirming and validating all bond and tax elections and the proceedings therein and preliminary thereto and be bonds issued or to be issued in pursuance thereof and the tax levies made and to be made for the payment of such bonds in all cases where any such bond and tax election has heretofore been held in any independent school district (created by special Act or under the General Law) or in any common school district, and where the proposition for the iss-

ance of such bonds and the levying of such tax has carried at such election, and where the proceedings for any such election were irregular or defective in that no petition, or no legally sufficient petition, was filed requesting the ordering of such election, or in that the order or resolution of the board of trustees or board of education or other governing body calling such election and the notice given of such election and the proposition submitted at such election for the issuance of the bonds, either or all, did not specify or distinctly specify the maturity dates of the bonds to be issued, or where there was any other irregularity or defect in or connected with such election or the proceedings preliminary thereto; and declaring an emergency."

#### Motion to Concur.

On motion of Senator Rawlings, the Senate voted to concur in the House amendment to S. B. No. 2 by the following vote:

#### Yeas—21.

Beck.	Parr.
Blackert.	Poage.
Collie.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Holbrook.	Regan.
Hornsby.	Sanderford.
Martin.	Stone.
Moore.	Woodruff.
Murphy.	Woodul.
Neal.	

#### Absent—Excused.

Cousins.	Pace.
Fellbaum.	Patton.
Greer.	Small.
Hopkins.	Woodward.
Oneal.	

#### Recess.

On motion of Senator Rawlings, the Senate resolved itself into the Committee of the Whole Senate.

#### Senate Called to Order.

Lieutenant Governor Edgar E. Witt called the Senate to order at 12:15 o'clock p. m.

#### Adjournment.

Senator Moore moved that the Senate adjourn until 9:30 o'clock a. m., Monday.

Senator Sanderford offered a substitute that the Senate adjourn until 9:30 o'clock a. m., Tuesday.

The substitute was lost by the following vote:

#### Yeas—2.

Beck.	Sanderford.
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#### Nays—16.

Blackert.	Neal.
Collie.	Parr.
DeBerry.	Poage.
Duggan.	Purl.
Holbrook.	Rawlings.
Hornsby.	Redditt.
Moore.	Regan.
Murphy.	Stone.

#### Absent—Excused.

Cousins.	Pace.
Fellbaum.	Patton.
Greer.	Small.
Hopkins.	Woodruff.
Martin.	Woodul.
Oneal.	Woodward.

The motion by Senator Moore prevailed by viva voce vote.

### APPENDIX.

#### Committee on Enrolled Bills.

Committee Room,

Austin, Texas, Sept. 1, 1934.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 5 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,

Austin, Texas, Sept. 1, 1934.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 4 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

### SEVENTH DAY.

Senate Chamber,

Austin, Texas,

September 3, 1934.

The Senate met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.